

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

UNITED STATES OF AMERICA

v.

JEREMY ZIELINSKY,

Defendant.

Criminal No. 04-786 (WJM)

ORDER

Upon consideration of the application of the United States of America for an Order reinstating the fine of \$1000 in the above referenced matter; and

Whereas the Court has considered the following facts, including the following:


1. On June 29, 2006, defendant Jeremy Zielinski was sentenced in the above-referenced criminal case and Ordered to pay a fine of \$1000;
2. On or about April 22, 2010, the United States submitted a petition for remission of the fine, pursuant to 18 U.S.C. §3573, based solely on the mistaken belief that defendant had been deported from the United States on July 18, 2006;
3. Whereas defendant Jeremy Zielinsky was, in fact, never deported from the United States and remains a United States citizen;
4. Whereas the United States submitted a filing setting forth such facts, stating that the petition for remission was based on erroneous information as to defendant's citizenship status, is therefore without a basis in fact to support the remission pursuant to 18 U.S.C. §3573, and seeking the reinstatement of the fine of \$1000;
5. Whereas the Court finds that the Order for remission of the fine was based upon the

mistaken information that defendant Jeremy Zielinsky was deported when in fact he remains a United States citizen;

6. Whereas the Court finds that the Order for remission of the fine is therefore invalid, as the basis for the remission never existed;

For good cause shown, it is on this 4th day of Jan., 2012

Ordered that the Order for remission of the fine in the above referenced matter is hereby RESCINDED; and that the fine of \$1000 is REINSTATED. Defendant shall be credited with any payments made to date.


WILLIAM J. MARTINI
UNITED STATES DISTRICT JUDGE
UNITED STATES DISTRICT COURT